

**BOYLE  
FREDRICKSON**  
INTELLECTUAL PROPERTY LAW

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*IFW*

## Facsimile Transmittal

To: **Office of Petitions  
Commissioner for Patents  
U.S. Patent & Trademark  
Office**

Fax No.: **571-273-0025**

From: **Michael J. McGovern**

Date: **October 28, 2008**

Re: **Petition For Correction of  
Name of Assignee on Issued  
Patent**

Pages: **9**

**Pat. No. 7,383,938 B2**

**Our ref. 1825.004**

**FAX RECEIVED**

**OCT 28 2008**

Cc:

☐ Original Will Follow    ☒ Original Will Not Follow    ☐ Enclosures Will Follow with Original  
☐ Urgent    ☐ For review    ☐ Please comment    ☐ Please reply    ☐ Please recycle

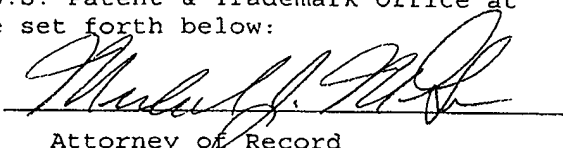
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I hereby certify that this correspondence is being transmitted via facsimile to the Office Of Petitions, U.S. Patent & Trademark Office at facsimile no. (571)273-0025 on the date set forth below:

Date of Signature

and Transmission: Oct. 28, 2008

  
Attorney of Record

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Heribert Orth  
Pat. No.: 7,383,938 B2  
Issued Date: June 10, 2008  
Title: Device for Producing Stacks  
Art Unit: 3651  
Confirmation No.: 8358  
Docket No.: 1825.004

FAX RECEIVED

OCT 28 2008

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PETITION FOR CORRECTION OF NAME OF ASSIGNEE  
ON ISSUED PATENT UNDER 37 CFR 3.81(b)

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Mail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The grantee of the above U.S. Patent hereby petitions for a Certificate of Correction to correct the name of the assignee on the above U.S. Patent. The name shown on the PTOL-85B was inadvertently shortened to "Optima Filling and Packaging." The correct name as shown by the Notice of Recordation is "Optima Filling and Packaging Machines GmbH." The assignment was recorded at Reel 020798, Frame 0603 and a copy is submitted herewith.

A proposed Certificate of Correction accompanies this Petition along with an authorization to charge the Petition

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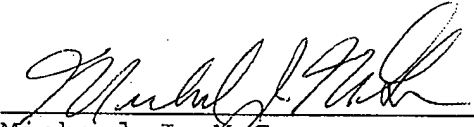
Petition for Correction of Name of Assignee  
on Issued Patent under 37 CFR 3.81(b)  
Patent No. 7,383,938 B2  
Page 2

fee of \$130 under 37 CFR 1.117(h) to Deposit Account No. 50-1170 and for any cost in issuing the Certificate of Correction. If the Petition is granted, please forward the proposed Certificate of Correction to the proper office.

The Commissioner of Patents is hereby authorized to charge any fee that may be due for this submission to Boyle Fredrickson Deposit Account No. 50-1170.

Respectfully submitted,

By:

  
Michael J. McGovern  
Reg. 28,328  
Boyle Fredrickson, S.C.  
840 N. Plankinton Avenue  
Milwaukee, WI 53203  
(414) 225-6317

PTO/SB/44 (09-07)

Approved for use through 08/31/2010. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.  
(Also Form PTO-1050)

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 7,383,938 B2  
APPLICATION NO.: 10/518,295  
ISSUE DATE : June 10, 2008  
INVENTOR(S) : Heribert Orth

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the first page of the patent, the assignee's name is incorrect:

"Optima Filling and Packaging" should be --Optima Filling and Packaging Machines GmbH--.

### MAILING ADDRESS OF SENDER (Please do not use customer number below):

Michael J. McGovern  
Boyle Fredrickson, S.C.  
840 N. Plankinton Avenue  
Milwaukee, WI 53203

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

TO:MICHAEL J. MCGOVERN COM. NY:840 N. PLANKINTON AVENUE



**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE



\*500513038\*

APRIL 14, 2008

PTAS

MICHAEL J. MCGOVERN  
840 N. PLANKINTON AVENUE  
MILWAUKEE, WI 53203

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 04/14/2008

REEL/FRAME: 020798/0603  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 1825.004

ASSIGNOR:  
ORTH, HERIBERT

DOC DATE: 11/17/2004

ASSIGNEE:  
OPTIMA FILLING AND PACKAGING  
MACHINES GMBH  
STEINBEISWEG 20  
SCHWABEBISCH HALL, GERMANY 74523

SERIAL NUMBER: 10518295  
PATENT NUMBER:  
TITLE: DEVICE FOR PRODUCING STACKS

FILING DATE: 06/30/2005  
ISSUE DATE:

P.O. Box 1450, Alexandria, Virginia 22313-1450 - www.USPTO.gov

10/28/2008 TUE 14:05 FAX

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TO:MICHAEL J. MCGOVERN COM NY:840 N. PLANKINTON AVENUE

020798/0603 PAGE 2

ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

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Form PTO-1595 (Rev. 06/04)  
OMB No. 0651-0027 (exp. 6/30/2005)U.S. DEPARTMENT OF COMMERCE  
United States Patent and Trademark OfficeRECORDATION FORM COVER SHEET  
PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

## 1. Name of conveying party(ies)/Execution Date(s):

Heribert ORTH

Execution Date(s) November 17, 2004

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Government Interest Assignment  
☐ Executive Order 9424, Confirmatory License  
☐ Other \_\_\_\_\_

## 2. Name and address of receiving party(ies)

Name: OPTIMA FILLING AND PACKAGING

Internal Address: MACHINES GMBH

Street Address: Steinbeisweg 20

City: Schwaebisch Hall

State: \_\_\_\_\_

Country: Germany Zip: 74523

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application or patent number(s):

A. Patent Application No.(s)

10/518,295

☐ This document is being filed together with a new application.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address to whom correspondence concerning document should be mailed:

Name: Michael J. McGovern

Internal Address: \_\_\_\_\_

Street Address: QUARLES & BRADY LLP  
411 E. Wisconsin Avenue

City: Milwaukee

State: Wisconsin Zip: 53202

Phone Number: 414.277.5725

Fax Number: 414.203.0190

Email Address: mjm@quarles.com

## 6. Total number of applications and patents involved:

1

## 7. Total fee (37 CFR 1.21(h) &amp; 3.41) \$ 40.00

- ☐ Authorized to be charged by credit card  
☒ Authorized to be charged to deposit account  
☐ Enclosed  
☐ None required (government interest not affecting title)

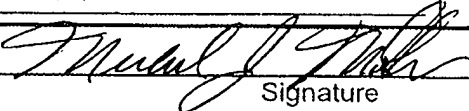
## 8. Payment Information

a. Credit Card Last 4 Numbers \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 17-0055

Authorized User Name \_\_\_\_\_

## 9. Signature:



Signature

June 30, 2005

Date

Michael J. McGovern

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

3

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

Docket Number: 720734.00004

Doc. No.: 5759289

P 41771 WO/US

**ASSIGNMENT**

WHEREAS, I Heribert ORTH (name) of Hofaecker 3, 74532 Ilshofen, Germany (city, state, country) have made certain inventions which are described in an application for Letters Patent of the United States entitled Apparatus for forming stacks executed by me on even dates herewith preparatory to obtaining United States Letters Patent therefore, and

WHEREAS, OPTIMA FILLING AND PACKAGING MACHINES GMBH (hereinafter referred to as said Company), a German (state or country) corporation having a place of business at Steinbeisweg 20, 74523 Schwaebisch Hall, Germany (city, state, country) are desirous of acquiring the entire interest in said inventions throughout the United States of America and the territories thereof, for all other countries and under all international agreements,

NOW, THEREFORE, for and in consideration of One Dollar (\$ 1.00) to me in hand paid, and other good and valuable consideration, receipt whereof is hereby acknowledged, I hereby sell, assign and transfer unto said Company, its successors and assigns, the entire right, title and interest throughout the United States of America and the territories thereof, for all foreign countries and under all international agreements in and to foreign countries and under all international agreements in and to said inventions, the aforesaid application, all other applications hereafter filed in the United States, in any other country, or under any international agreement based in whole or in part on said inventions; and all Letters Patents granted upon said applications by the United States, by any other country or under any international agreement, and I do hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said Company. I further grant to said Company, its successors and assigns, the right to claim for any of said applications



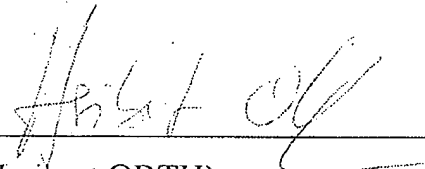
the full benefits and priority rights of any international agreement between the United States and any foreign country or countries or between any other countries.

I hereby warrant that I have the full right to make the conveyance herein, and I hereby covenant that me, my heirs, legal representatives and assigns, will when requested, communicate to said Company, its representatives, successors and assigns, all facts known respecting said inventions, execute all divisional, continuing, reissue, reexamination and foreign or international applications, together with individual assignments therefore, make all rightful oaths, sign all lawful papers, testify in any legal proceeding and generally do everything possible to aid said Company, its successors and assigns, in the obtaining of Letters Patent.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal at the location and on the date indicated with my signature.

Date:

17.11.2008

  
(Heribert ORTH)

\*\*\*\*\*  
\*\*\* RX REPORT \*\*\*  
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RECEPTION OK

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